



General Assembly

January Session, 2009

Governor's Bill No. 6388

LCO No. 3045

03045_____

Referred to Committee on Planning and Development

Introduced by:

REP. CAFERO, 142nd Dist.

SEN. MCKINNEY, 28th Dist.

AN ACT PROVIDING MANDATE RELIEF TO MUNICIPALITIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage and applicable to fiscal years*
2 *commencing on and after January 1, 2010*) (a) As used in this section:

3 (1) "Costly state mandate" means any constitutional, statutory or
4 executive action, excluding any order issued by a state court and any
5 legislation necessary to comply with a federal mandate, that requires a
6 municipality to establish, expand or modify its activities to reasonably
7 necessitate additional expenditures from local revenues equal to the
8 lesser of one hundred thousand dollars or one-half of one per cent of
9 the total amount of the general operating budget of the municipality
10 for the fiscal year prior to the fiscal year in which such additional
11 expenditures are required; and

12 (2) "Municipality" means any town, consolidated town and city or
13 consolidated town and borough.

14 (b) On and after January 1, 2010, the General Assembly shall not
15 enact any costly state mandate unless two-thirds of the members of
16 both houses vote affirmatively to do so.

17 Sec. 2. Subsection (a) of section 1-225 of the general statutes is
18 repealed and the following is substituted in lieu thereof (*Effective from*
19 *passage and applicable to meetings of public agencies that occur on or after*
20 *October 1, 2008*):

21 (a) (1) The meetings of all public agencies, except executive sessions,
22 as defined in subdivision (6) of section 1-200, shall be open to the
23 public. The votes of each member of any such public agency upon any
24 issue before such public agency shall be reduced to writing and made
25 available for public inspection within forty-eight hours and shall also
26 be recorded in the minutes of the session at which taken. Within seven
27 days of the session to which such minutes refer, such minutes shall be
28 available for public inspection and posted on such public agency's
29 Internet web site, if available. Each such agency shall make, keep and
30 maintain a record of the proceedings of its meetings.

31 (2) Each city, town, borough, municipal corporation, school district,
32 regional district or other district or other political subdivision of this
33 state and any department, institution, bureau, board, commission,
34 authority or official of each such entity shall make, keep and maintain
35 a record of the proceedings of its meetings and shall record such
36 proceedings in the minutes of the session at which taken.
37 Notwithstanding the provisions of subsection (a) of this section, on
38 and after January 1, 2010, such minutes shall be available for public
39 inspection and posted on such entity's Internet web site, if available,
40 not later than thirty days following the session to which such minutes
41 refer. Such minutes shall be available on such web site for a period of
42 not less than one year from the date of the meeting to which the
43 minutes refer.

44 Sec. 3. Section 7-406 of the general statutes is repealed and the
45 following is substituted in lieu thereof (*Effective from passage*):

46 The board of finance or other corresponding board in each town, or,
47 if there is no such board, the selectmen, shall annually prepare [and
48 have published] a town report. Such report shall be available for
49 distribution and shall contain, in addition to reports of town officers or
50 boards required by law to be included, a statement of the amount
51 received by such town under the provisions of part IIa of chapter 240
52 together with an itemized account of the disposition of such amount,
53 and such other matter as the board of finance or other corresponding
54 board deems advisable. Towns with a population of five thousand or
55 less [, as computed by the Secretary of the Office of Policy and
56 Management,] shall publish their receipts and expenditures and the
57 names of all persons, firms or corporations, other than recipients of
58 support under sections 17b-122, 17b-124 to 17b-132, inclusive, 17b-136
59 to 17b-138, inclusive, 17b-194 to 17b-197, inclusive, 17b-222 to 17b-250,
60 inclusive, 17b-256, 17b-263, 17b-340 to 17b-350, inclusive, 17b-689b and
61 17b-743 to 17b-747, inclusive, receiving money from such towns,
62 together with the total amount of payments in excess of fifty dollars to
63 each, unless such town has a bookkeeping system [approved by the
64 secretary] setting forth all the receipts and expenditures in detail, in
65 which case it shall not be necessary for the town to publish in its report
66 the names of all persons, firms or corporations receiving money from
67 such towns, together with the total amount of payments in excess of
68 fifty dollars to each. A town report may be an electronic record, as
69 defined in section 1-267, notwithstanding any provision of the charter
70 or home rule ordinance of the town. Any such electronic record shall
71 be deemed available for distribution if posted on the web site of the
72 town.

73 Sec. 4. (NEW) (*Effective from passage*) (a) Notwithstanding the
74 provisions of the general statutes or any public or special act, home
75 rule ordinance or municipal charter, the chief executive officer of a
76 municipality, with the approval of the legislative body of the
77 municipality, may delay compliance with the requirements of section
78 7-473b or 7-473c of the general statutes, as amended by this act, for not
79 more that two years. The provisions of this section shall be applicable

80 with respect to any collective bargaining agreement that expires
81 during the period beginning July 1, 2009, and ending June 30, 2011, or
82 for which arbitration has not commenced on or prior to the effective
83 date of this section. The terms of any such collective bargaining
84 agreement shall remain in effect until such time as a new agreement is
85 reached and approved in accordance with section 7-474 of the general
86 statutes or the terms of any arbitration award is issued in accordance
87 with said section 7-473c.

88 (b) Notwithstanding the provisions of the general statutes or any
89 public or special act, home rule ordinance or municipal charter to the
90 contrary, any local or regional board of education may delay
91 compliance with the requirements of section 10-153d or 10-153f of the
92 general statutes, as amended by this act, for up to two years. The
93 provisions of this section shall be applicable with respect to any
94 collective bargaining agreement that expires during the period
95 beginning July 1, 2009, and ending June 30, 2011, or for which
96 arbitration has not commenced on or prior to the effective date of this
97 section. The terms of any such collective bargaining agreement shall
98 remain in effect until such time as a new agreement is reached and
99 approved in accordance with said section 10-153d or the terms of any
100 arbitration award is issued in accordance with said section 10-153f.

101 Sec. 5. Subdivision (9) of subsection (d) of section 7-473c of the
102 general statutes is repealed and the following is substituted in lieu
103 thereof (*Effective from passage*):

104 (9) In arriving at a decision, the arbitration panel shall give priority
105 to the public interest and the financial capability of the municipal
106 employer, including consideration of other demands on the financial
107 capability of the municipal employer. In assessing the financial
108 capability of the municipality, there shall be an irrebuttable
109 presumption that the municipal employer is required to limit any
110 property tax levy increase to the change in the consumer price index
111 for the twelve months preceding the date of the decision or one per

cent, whichever is greater, and that a budget reserve of ten per cent or less is not available for payment of the cost of any item subject to arbitration under this chapter. The panel shall further consider the following factors in light of such financial capability: (A) The negotiations between the parties prior to arbitration; (B) the interests and welfare of the employee group; (C) changes in the cost of living; (D) [the existing conditions of employment of the employee group and those of similar groups; and (E)] the wages, salaries, [fringe] benefits, and [other conditions of employment] provisions regarding health and safety prevailing in the labor market, including developments in private sector wages and benefits.

Sec. 6. Subdivision (4) of subsection (c) of section 10-153f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(4) [After] (A) (i) Not later than five days after hearing all the issues, the parties may reach a stipulation on all the issues. (ii) Not later than five days after such award is stipulated to, the arbitrators or the single arbitrator shall file one copy of the decision with the commissioner, each town clerk in the school district involved and the board of education and organization which are parties to the dispute. (iii) The stipulated award may be rejected by the legislative body of the local school district or, in the case of a regional school district, by the legislative bodies of the participating towns. Such rejection shall be by a two-thirds majority vote of the members of such legislative body or, in the case of a regional school district, the legislative body of each participating town, present at a regular or special meeting called and convened for such purpose not later than twenty days after the receipt of the award. If the legislative body or bodies do not meet for such purpose during such twenty-day period after the receipt of the award, the award shall be deemed accepted by the body or bodies. (iv) If the legislative body or legislative bodies, as appropriate, reject any such award, such body or bodies shall notify, not later than five days after the vote to reject, the commissioner and the exclusive representative

145 for the teachers' or administrators' unit of such vote and submit to
146 them a written explanation of the reasons for the vote. (v) Not later
147 than five days after such notification of rejection of the award, the
148 parties shall notify the commissioner either of their agreement to
149 submit their dispute to a single arbitrator or the name of the arbitrator
150 selected by each of them. Not later than five days after providing such
151 notice, the parties shall notify the commissioner of the name of the
152 arbitrator if there is an agreement on a single arbitrator appointed to
153 the panel pursuant to subparagraph (C) of subdivision (1) of
154 subsection (a) of this section or agreement on the third arbitrator
155 appointed to the panel pursuant to said subdivision (1). The
156 commissioner may order the parties to appear before said
157 commissioner during the arbitration period. If the parties have notified
158 the commissioner of their agreement to submit their dispute to a single
159 arbitrator and they have not agreed on such arbitrator, not later than
160 five days after such notification the commissioner shall select such
161 single arbitrator who shall be an impartial representative of the
162 interests of the public in general. If each party has notified the
163 commissioner of the name of the arbitrator it has selected and the
164 parties have not agreed on the third arbitrator, not later than five days
165 after such notification the commissioner shall select a third arbitrator,
166 who shall be an impartial representative of the interests of the public in
167 general. If either party fails to notify the commissioner of the name of
168 an arbitrator, the commissioner shall select an arbitrator to serve and
169 the commissioner shall also select a third arbitrator who shall be an
170 impartial representative of the interests of the public in general. Any
171 selection pursuant to this section by the commissioner of an impartial
172 arbitrator shall be made at random from among the members
173 appointed under subparagraph (C) of subdivision (1) of subsection (a)
174 of this section. Arbitrators shall be selected from the panel appointed
175 pursuant to subdivision (1) of subsection (a) of this section and shall
176 receive a per diem fee determined on the basis of the prevailing rate
177 for such services. Whenever a panel of three arbitrators is selected, the
178 chairperson of such panel shall be the impartial representative of the

179 interests of the public in general. (vi) The arbitrators or arbitrator shall
180 provide notice and conduct the hearing in accordance with subdivision
181 (2) of this subsection. (vii) The hearing may, at the discretion of the
182 arbitration panel or the single arbitrator, be continued but in any event
183 shall be concluded not later than twenty days after its commencement.
184 The arbitrators or arbitrator shall issue an award in accordance with
185 the provisions of subparagraph (B) of this subdivision and
186 subdivisions (5) and (6) of this subsection. Such award shall not be
187 subject to further review by the legislative body of the local school
188 district, or in the case of a regional school district, the legislative body
189 of each participating town.

190 (B) If the parties do not reach a stipulation on all the issues in
191 accordance with subparagraph (A)(i) of this subdivision, not later than
192 twenty days after hearing all the issues, the arbitrators or the single
193 arbitrator shall [, within twenty days,] render a decision in writing,
194 signed by a majority of the arbitrators or the single arbitrator, which
195 states in detail the nature of the decision and the disposition of the
196 issues by the arbitrators or the single arbitrator. The written decision
197 shall include a narrative explaining the evaluation by the arbitrators or
198 the single arbitrator of the evidence presented for each item upon
199 which a decision was rendered by the arbitrators or the single
200 arbitrator and shall state with particularity the basis for the decision as
201 to each disputed issue and the manner in which the factors
202 enumerated in this subdivision were considered in arriving at such
203 decision, including, where applicable, the specific similar groups and
204 conditions of employment presented for comparison and accepted by
205 the arbitrators or the single arbitrator and the reason for such
206 acceptance. The arbitrators or the single arbitrator shall file one copy of
207 the decision with the commissioner, each town clerk in the school
208 district involved and the board of education and organization which
209 are parties to the dispute. The decision of the arbitrators or the single
210 arbitrator shall be final and binding upon the parties to the dispute
211 unless a rejection is filed in accordance with subdivision (7) of this
212 subsection. The decision of the arbitrators or the single arbitrator shall

213 incorporate those items of agreement the parties have reached prior to
214 its issuance. At any time prior to the issuance of a decision by the
215 arbitrators or the single arbitrator, the parties may jointly file with the
216 arbitrators or the single arbitrator, any stipulations setting forth
217 contract provisions which both parties agree to accept. In arriving at a
218 decision, the arbitrators or the single arbitrator shall give priority to
219 the public interest and the financial capability of the town or towns in
220 the school district, including consideration of other demands on the
221 financial capability of the town or towns in the school district. In
222 assessing the financial capability of the town or towns, there shall be
223 an irrebuttable presumption that the town or towns in the school
224 district shall be required to limit any property tax levy increase to the
225 change in the consumer price index for the twelve months preceding
226 the date of the decision or one per cent, whichever is greater, and that
227 a budget reserve of [five] ten per cent or less for each such town is not
228 available for payment of the cost of any item subject to arbitration
229 under this chapter. The arbitrators or the single arbitrator shall further
230 consider, in light of such financial capability, the following factors:
231 [(A)] (i) The negotiations between the parties prior to arbitration,
232 including the offers and the range of discussion of the issues; [(B)] (ii)
233 the interests and welfare of the employee group; [(C)] (iii) changes in
234 the cost of living averaged over the preceding three years; [(D) the
235 existing conditions of employment of the employee group and those of
236 similar groups; and (E)] and (iv) the salaries, [fringe] benefits [, and
237 other conditions of employment] and provisions regarding health and
238 safety prevailing in the state labor market, including the terms of
239 recent contract settlements or awards in collective bargaining for other
240 municipal employee organizations and developments in private sector
241 wages and benefits. The parties shall submit to the arbitrators or the
242 single arbitrator their respective positions on each individual issue in
243 dispute between them in the form of a last best offer. The arbitrators or
244 the single arbitrator shall resolve separately each individual disputed
245 issue by accepting the last best offer thereon of either of the parties,
246 and shall incorporate in a decision each such accepted individual last

247 best offer and an explanation of how the total cost of all offers accepted
248 was considered. Whenever the last best offers of the parties contain
249 identical agreement provisions on any of the unresolved issues, the
250 panel or single arbitrator shall consider such issues resolved and shall
251 incorporate such provisions into the arbitration decision. The award of
252 the arbitrators or the single arbitrator shall not be subject to rejection
253 by referendum. The parties shall each pay the fee of the arbitrator
254 selected by or for them and share equally the fee of the third arbitrator
255 or the single arbitrator and all other costs incidental to the arbitration.

256 Sec. 7. Subdivision (6) of section 7-467 of the general statutes is
257 repealed and the following is substituted in lieu thereof (*Effective from*
258 *passage*):

259 (6) "Employee organization" means any lawful association, labor
260 organization, federation or council having as a primary purpose the
261 improvement of wages, [hours] benefits and [other conditions of
262 employment] matters of health and safety among employees of
263 municipal employers.

264 Sec. 8. Subsection (a) of section 7-468 of the general statutes is
265 repealed and the following is substituted in lieu thereof (*Effective July*
266 *1, 2011*):

267 (a) Employees shall have, and shall be protected in the exercise of,
268 the right of self-organization, to form, join or assist any employee
269 organization, to bargain collectively through representatives of their
270 own choosing on questions of wages, [hours] benefits and [other
271 conditions of employment] matters of health and safety and to engage
272 in other concerted activities for the purpose of collective bargaining or
273 other mutual aid or protection, free from actual interference, restraint
274 or coercion.

275 Sec. 9. Subsection (c) of section 7-470 of the general statutes is
276 repealed and the following is substituted in lieu thereof (*Effective from*
277 *passage*):

278 (c) For the purposes of said sections, to bargain collectively is the
279 performance of the mutual obligation of the municipal employer or his
280 designated representatives and the representative of the employees to
281 meet at reasonable times, including meetings appropriately related to
282 the budget-making process, and confer in good faith with respect to
283 wages, [hours] benefits and [other conditions of employment] matters
284 of health and safety, or the negotiation of an agreement, or any
285 question arising thereunder, and the execution of a written contract
286 incorporating any agreement reached if requested by either party, but
287 such obligation shall not compel either party to agree to a proposal or
288 require the making of a concession.

289 Sec. 10. Subdivision (1) of subsection (b) of section 7-473c of the
290 general statutes is repealed and the following is substituted in lieu
291 thereof (*Effective July 1, 2011*):

292 (b) (1) If neither the municipal employer nor the municipal
293 employee organization has requested the arbitration services of the
294 State Board of Mediation and Arbitration (A) within one hundred
295 eighty days after the certification or recognition of a newly certified or
296 recognized municipal employee organization required to commence
297 negotiations pursuant to section 7-473a, or (B) within thirty days after
298 the expiration of the current collective bargaining agreement, or within
299 thirty days after the specified date for implementation of reopener
300 provisions in an existing collective bargaining agreement, or within
301 thirty days after the date the parties to an existing collective bargaining
302 agreement commence negotiations to revise said agreement on any
303 matter affecting wages, [hours,] benefits and [other conditions of
304 employment] matters of health and safety, said board shall notify the
305 municipal employer and municipal employee organization that one
306 hundred eighty days have passed since the certification or recognition
307 of the newly certified or recognized municipal employee organization,
308 or that thirty days have passed since the specified date for
309 implementation of reopener provisions in an existing agreement, or the
310 date the parties commenced negotiations to revise an existing

311 agreement on any matter affecting wages, [hours] benefits and [other
312 conditions of employment] matters of health and safety or the
313 expiration of such collective bargaining agreement and that binding
314 and final arbitration is now imposed on them, provided written
315 notification of such imposition shall be sent by registered mail or
316 certified mail, return receipt requested, to each party.

317 Sec. 11. Section 7-478a of the general statutes is repealed and the
318 following is substituted in lieu thereof (*Effective from passage*):

319 (a) Two or more municipal employers participating in an interlocal
320 agreement pursuant to sections 7-339a to 7-339l, inclusive, or planning
321 to undertake the joint performance of a municipal function in
322 accordance with section 7-148cc, shall constitute a municipal employer
323 as defined in section 7-467, as amended by this act.

324 (b) Each employee organization, as defined in said section 7-467, of
325 the municipal employers constituting a municipal employer under this
326 section shall retain representation rights for collective bargaining. If
327 two or more employee organizations have representation rights, the
328 employee organizations shall act in coalition for all collective
329 bargaining purposes.

330 (c) When a municipal employer is constituted under this section the
331 collective bargaining agreement of each employee organization with
332 representation rights shall remain in effect. A decision by a municipal
333 employer to enter into or implement an interlocal agreement under
334 sections 7-339a to 7-339l, inclusive, or to undertake the joint
335 performance of a municipal function in accordance with section 7-
336 148cc shall not be a subject of collective bargaining but the impact of
337 such agreement upon wages, [hours] benefits and [other conditions of
338 employment] matters of health and safety, shall be a subject of
339 collective bargaining.

340 Sec. 12. Section 10-153a of the general statutes is repealed and the
341 following is substituted in lieu thereof (*Effective from passage*):

342 (a) Members of the teaching profession shall have and shall be
343 protected in the exercise of the right to form, join or assist, or refuse to
344 form, join or assist, any organization for professional or economic
345 improvement and to negotiate in good faith through representatives of
346 their own choosing with respect to salaries, [hours] benefits and [other
347 conditions of employment] matters of health and safety free from
348 interference, restraint, coercion or discriminatory practices by any
349 employing board of education or administrative agents or
350 representatives thereof in derogation of the rights guaranteed by this
351 section and sections 10-153b to 10-153n, inclusive, as amended by this
352 act.

353 (b) The organization designated as the exclusive representative of a
354 teachers' or administrators' unit shall have a duty of fair representation
355 to the members of such unit.

356 (c) Nothing in this section or in any other section of the general
357 statutes shall preclude a local or regional board of education from
358 making an agreement with an exclusive bargaining representative to
359 require as a condition of employment that all employees in a
360 bargaining unit pay to the exclusive bargaining representative of such
361 employees an annual service fee, not greater than the amount of dues
362 uniformly required of members of the exclusive bargaining
363 representative organization, which represents the costs of collective
364 bargaining, contract administration and grievance adjustment; and
365 that such service fee be collected by means of a payroll deduction from
366 each employee in the bargaining unit.

367 Sec. 13. Subsection (c) of section 10-153b of the general statutes is
368 repealed and the following is substituted in lieu thereof (*Effective from*
369 *passage*):

370 (c) The employees in either unit defined in this section may
371 designate any organization of certified professional employees to
372 represent them in negotiations with respect to salaries, [hours] benefits
373 and [other conditions of employment] matters of health and safety

374 with the local or regional board of education which employs them by
375 filing, during the period between March first and March thirty-first of
376 any school year, with the board of education a petition which requests
377 recognition of such organization for purposes of negotiation under this
378 section and sections 10-153c to 10-153n, inclusive, as amended by this
379 act, and is signed by a majority of the employees in such unit. Where a
380 new school district is formed as the result of the creation of a regional
381 school district, a petition for designation shall also be considered
382 timely if it is filed at any time from the date when such regional school
383 district is approved pursuant to section 10-45 through the first school
384 year of operation of any such school district. Where a new school
385 district is formed as a result of the dissolution of a regional school
386 district, a petition for designation shall also be considered timely if it is
387 filed at any time from the date of the election of a board of education
388 for such school district through the first year of operation of any such
389 school district. Within three school days next following the receipt of
390 such petition, such board shall post a notice of such request for
391 recognition and mail a copy thereof to the commissioner. Such notice
392 shall state the name of the organization designated by the petitioners,
393 the unit to be represented and the date of receipt of such petition by
394 the board. If no petition which requests a representation election and is
395 signed by twenty per cent of the employees in such unit is filed in
396 accordance with the provisions of subsection (d) of this section, with
397 the commissioner within the thirty days next following the date on
398 which the board of education posts notice of the designation petition,
399 such board shall recognize the designated organization as the
400 exclusive representative of the employees in such unit for a period of
401 one year or until a representation election has been held for such unit
402 pursuant to this section and section 10-153c, whichever occurs later. If
403 a petition complying with the provisions of subsection (d) of this
404 section is filed within such period of thirty days, the local or regional
405 board of education shall not recognize any organization so designated
406 until an election has been held pursuant to said sections to determine
407 which organization shall represent such unit.

408 Sec. 14. Subsection (e) of section 10-153b of the general statutes is
409 repealed and the following is substituted in lieu thereof (*Effective from*
410 *passage*):

411 (e) The representative designated or elected in accordance with this
412 section shall, from the date of such designation or election, be the
413 exclusive representative of all the employees in such unit for the
414 purposes of negotiating with respect to salaries, [hours] benefits and
415 [other conditions of employment] matters of health and safety,
416 provided any certified professional employee or group of such
417 employees shall have the right at any time to present any grievance to
418 such persons as the local or regional board of education shall designate
419 for that purpose. The terms of any existing contract shall not be
420 abrogated by the election or designation of a new representative.
421 During the balance of the term of such contract the board of education
422 and the new representative shall have the duty to negotiate pursuant
423 to section 10-153d, as amended by this act, concerning a successor
424 agreement. The new representative shall, from the date of designation
425 or election, acquire the rights and powers and shall assume the duties
426 and obligations of the existing contract during the period of its
427 effectiveness.

428 Sec. 15. Subsection (b) of section 10-153d of the general statutes is
429 repealed and the following is substituted in lieu thereof (*Effective from*
430 *passage*):

431 (b) The local or regional board of education and the organization
432 designated or elected as the exclusive representative for the
433 appropriate unit, through designated officials or their representatives,
434 shall have the duty to negotiate with respect to salaries, [hours]
435 benefits and [other conditions of employment] matters of health and
436 safety about which either party wishes to negotiate. For purposes of
437 this subsection and sections 10-153a, as amended by this act, 10-153b,
438 as amended by this act, and 10-153e to 10-153g, inclusive, as amended
439 by this act, [(1) "hours"] items subject to collective bargaining shall not

440 include the length of the student school year, the scheduling of the
441 student school year, the length of the student school day, the length
442 and number of parent-teacher conferences and the scheduling of the
443 student school day, except for the length and the scheduling of teacher
444 lunch periods and teacher preparation periods. [and (2) "other
445 conditions of employment" shall not include the establishment or
446 provisions of any retirement incentive plan authorized by section 10-
447 183jj.] Such negotiations shall commence not less than two hundred ten
448 days prior to the budget submission date. Any local board of education
449 shall file forthwith a signed copy of any contract with the town clerk
450 and with the Commissioner of Education. Any regional board of
451 education shall file forthwith a signed copy of any such contract with
452 the town clerk in each member town and with the Commissioner of
453 Education. Upon receipt of a signed copy of such contract the clerk of
454 such town shall give public notice of such filing. The terms of such
455 contract shall be binding on the legislative body of the local or regional
456 school district, unless such body rejects such contract at a regular or
457 special meeting called and convened for such purpose within thirty
458 days of the filing of the contract. If a vote on such contract is petitioned
459 for in accordance with the provisions of section 7-7, in order to reject
460 such contract, a minimum number of those persons eligible to vote
461 equal to fifteen per cent of the electors of such local or regional school
462 district shall be required to participate in the voting and a majority of
463 those voting shall be required to reject. Any regional board of
464 education shall call a district meeting to consider such contract within
465 such thirty-day period if the chief executive officer of any member
466 town so requests in writing within fifteen days of the receipt of the
467 signed copy of the contract by the town clerk in such town. The body
468 charged with making annual appropriations in any school district shall
469 appropriate to the board of education whatever funds are required to
470 implement the terms of any contract not rejected pursuant to this
471 section. All organizations seeking to represent members of the
472 teaching profession shall be accorded equal treatment with respect to
473 access to teachers, principals, members of the board of education,

474 records, mail boxes and school facilities and, in the absence of any
475 recognition or certification as the exclusive representative as provided
476 by section 10-153b, as amended by this act, participation in discussions
477 with respect to salaries, [hours] benefits and [other conditions of
478 employment] matters of health and safety.

479 Sec. 16. Subsection (d) of section 10-153e of the general statutes is
480 repealed and the following is substituted in lieu thereof (*Effective from*
481 *passage*):

482 (d) As used in this section, sections 10-153a to 10-153c, inclusive, as
483 amended by this act, and section 10-153g, as amended by this act, "to
484 negotiate in good faith" is the performance of the mutual obligation of
485 the board of education or its representatives or agents and the
486 organization designated or elected as the exclusive representative for
487 the appropriate unit to meet at reasonable times, including meetings
488 appropriately related to the budget-making process, and to participate
489 actively so as to indicate a present intention to reach agreement with
490 respect to salaries, [hours] benefits and [other conditions of
491 employment] matters of employment, or the negotiation of an
492 agreement, or any question arising thereunder and the execution of a
493 written contract incorporating any agreement reached if requested by
494 either party, but such obligation shall not compel either party to agree
495 to a proposal or require the making of a concession.

496 Sec. 17. Subsection (e) of section 10-153f of the general statutes is
497 repealed and the following is substituted in lieu thereof (*Effective from*
498 *passage*):

499 (e) The local or regional board of education and the organization
500 designated or elected as the exclusive representative for the
501 appropriate unit, through designated officials or their representatives,
502 which are parties to a collective bargaining agreement, and which, for
503 the purpose of negotiating with respect to salaries, [hours] benefits and
504 [other conditions of employment] matters of health and safety,
505 mutually agree to negotiate during the term of the agreement or are

506 ordered to negotiate said agreement by a body of competent
507 jurisdiction, shall notify the commissioner of the date upon which
508 negotiations commenced within five days after said commencement. If
509 the parties are unable to reach settlement twenty-five days after the
510 date of the commencement of negotiations, the parties shall notify the
511 commissioner of the name of a mutually selected mediator and shall
512 conduct mediation pursuant to the provisions of subsection (b) of this
513 section, notwithstanding the mediation time schedule of subsection (b)
514 of this section. On the fourth day next following the end of the
515 mediation session or on the fiftieth day following the date of the
516 commencement of negotiations, whichever is sooner, if no settlement is
517 reached the parties shall commence arbitration pursuant to the
518 provisions of subsections (a), (c) and (d) of this section,
519 notwithstanding the reference to the budget submission date.

520 Sec. 18. Section 10-153g of the general statutes is repealed and the
521 following is substituted in lieu thereof (*Effective from passage*):

522 Notwithstanding the provisions of any special act, municipal
523 charter or local ordinance, the provisions of sections 10-153a to 10-
524 153n, inclusive, as amended by this act, shall apply to negotiations
525 concerning salaries, [hours] benefits and [other conditions of
526 employment] matters of health and safety conducted by boards of
527 education and certified personnel.

528 Sec. 19. (NEW) (*Effective from passage*) (a) Two or more local or
529 regional schools may jointly perform any function that each local or
530 regional school may perform separately under any provisions of the
531 general statutes or of any special act, charter or home rule ordinance.
532 The terms of each agreement shall establish a process for withdrawal
533 from such agreement and shall require that the agreement be reviewed
534 at least once every five years by the body that approved the agreement
535 to assess the effectiveness of such agreement in enhancing the
536 performance of the function that is the subject of the agreement.

537 (b) In the event two or more local or regional schools jointly

538 undertake, pursuant to this section, any function that teachers or
539 administrators in each such local or regional school perform, such
540 districts shall constitute an employer for purposes of sections 10-153a
541 to 10-153o, inclusive, of the general statutes, as amended by this act,
542 with respect to the function jointly undertaken.

543 (c) Each employee organization, as defined in section 10-153b of the
544 general statutes, as amended by this act, shall retain representation
545 rights for collective bargaining. If two or more employee organizations
546 have representation rights, the employee organizations shall act in
547 coalition for all collective bargaining purposes.

548 (d) The collective bargaining agreement of each employee
549 organization, as defined in section 10-153b of the general statutes, as
550 amended by this act, shall remain in effect. A decision by a local or
551 regional school district to undertake the joint performance of a
552 function, in accordance with this section, shall not be a subject of
553 collective bargaining. The impact of such agreement upon wages,
554 benefits and matters of health and safety shall be a subject of collective
555 bargaining.

556 Sec. 20. (NEW) (*Effective from passage*) (a) Two or more municipal
557 employers and one or more employee organizations, as defined in
558 section 7-467 of the general statutes, as amended by this act,
559 representing employees of such municipal employers may agree to
560 joint negotiations with respect to matters subject to collective
561 bargaining in accordance with sections 7-467 to 7-479, inclusive, of the
562 general statutes, as amended by this act. The scope of such
563 negotiations may include an entire collective bargaining agreement or
564 a portion of such agreement as agreed to by the parties. The agreement
565 to so negotiate may allow for the joint negotiations to be subject to the
566 binding arbitration provisions included in section 7-473c of the general
567 statutes, as amended by this act. Each employee organization
568 participating in negotiations pursuant to this section shall retain
569 representation rights for collective bargaining, provided if two or more

570 such organizations have representation rights, the employee
571 organizations shall act in coalition for purposes of this section. The
572 provisions of this section shall not be construed to require any
573 municipal employer or employee organization to participate in such
574 joint negotiations. The legislative bodies of each municipal employer
575 shall each retain the authority to approve or disapprove any
576 agreement or binding arbitration award, as provided in sections 7-467
577 to 7-479, inclusive, of the general statutes, as amended by this act,
578 resulting from such joint negotiations.

579 (b) Two or more local or regional boards of education and one or
580 more employee representative organization, as defined in section 10-
581 153b of the general statutes, as amended by this act, representing
582 teachers or administrators may agree to joint negotiations with respect
583 to matters subject to collective bargaining in accordance with chapter
584 166 of the general statutes. The scope of such negotiations may include
585 an entire collective bargaining agreement or a portion of such
586 agreement as agreed to by the parties. The agreement to so negotiate
587 may allow for the joint negotiations to be subject to the binding
588 arbitration provisions included in section 10-153f of the general
589 statutes, as amended by this act. Each employee organization
590 participating in negotiations pursuant to this section shall retain
591 representation rights for collective bargaining, provided if two or more
592 such organizations have representation rights, the employee
593 organizations shall act in coalition for purposes of this section. Nothing
594 herein shall require any local or regional board of education or
595 employee organization to participate in such joint negotiations. Each
596 such local or regional board of education shall retain the authority to
597 approve or disapprove any agreement or binding arbitration award, as
598 provided in said chapter 166, resulting from such joint negotiations.

599 Sec. 21. Section 47a-42 of the general statutes is repealed and the
600 following is substituted in lieu thereof (*Effective July 1, 2009*):

601 (a) Whenever a judgment is entered against a defendant pursuant to

602 section 47a-26, 47a-26a, 47a-26b or 47a-26d for the recovery of
603 possession or occupancy of residential property, such defendant and
604 any other occupant bound by the judgment by subsection (a) of section
605 47a-26h shall forthwith remove himself or herself, such defendant's or
606 occupant's possessions and all personal effects unless execution has
607 been stayed pursuant to sections 47a-35 to 47a-41, inclusive. If
608 execution has been stayed, such defendant or occupant shall forthwith
609 remove himself or herself, such defendant's or occupant's possessions
610 and all personal effects upon the expiration of any stay of execution. If
611 the defendant or occupant has not so removed himself or herself upon
612 entry of a judgment pursuant to section 47a-26, 47a-26a, 47a-26b or
613 47a-26d, and upon expiration of any stay of execution, the plaintiff
614 may obtain an execution upon such summary process judgment, and
615 the defendant or other occupant bound by the judgment by subsection
616 (a) of section 47a-26h and the possessions and personal effects of such
617 defendant or other occupant may be removed by a state marshal,
618 pursuant to such execution. [and such possessions and personal
619 effects may be set out on the adjacent sidewalk, street or highway.]

620 (b) Before any such removal, the state marshal charged with
621 executing upon any such judgment of eviction shall [give the chief
622 executive officer of the town twenty-four hours notice of the eviction,
623 stating the date, time and location of such eviction as well as a general
624 description, if known, of the types and amount of property to be
625 removed from the premises. Before giving such notice to the chief
626 executive officer of the town, the state marshal shall] use reasonable
627 efforts to locate and notify the defendant of the date and time such
628 eviction is to take place and of the possibility of a sale pursuant to
629 subsection (c) of this section. Such notice shall include service upon
630 each defendant and upon any other person in occupancy, either
631 personally or at the premises, of a true copy of the summary process
632 execution. Such execution shall be on a form prescribed by the Judicial
633 Department, shall be in clear and simple language and in readable
634 format, and shall contain, in addition to other notices given to the
635 defendant in the execution, a conspicuous notice, in large boldface

636 type, that a person who claims to have a right to continue to occupy
637 the premises should immediately contact an attorney.

638 (c) Whenever [the possessions and personal effects of a defendant
639 are set out on the sidewalk, street or highway, and are not immediately
640 removed by the defendant, the chief executive officer of the town shall
641 remove and] a state marshal removes the possessions and personal
642 effects of the defendant, the state marshal shall store the same. Such
643 removal and storage shall be at the expense of the defendant. If such
644 possessions and personal effects are not called for by the defendant
645 and the expense of such removal and storage is not paid to the [chief
646 executive officer within] state marshal not later than fifteen days after
647 such eviction, the [chief executive officer] state marshal shall sell the
648 same at public auction, after using reasonable efforts to locate and
649 notify the defendant of such sale and after [posting notice of such sale
650 for one week on the public signpost nearest to the place where the
651 eviction was made, if any, or at some exterior place near the office of
652 the town clerk] publishing a notice of such sale in a newspaper having
653 a circulation in the state at least five days before the auction. The [chief
654 executive officer] state marshal shall deliver to the defendant the net
655 proceeds of such sale, if any, after deducting a reasonable charge for
656 removal and storage of such possessions and effects. If the defendant
657 does not demand the net proceeds [within] not more than thirty days
658 after such sale, the [chief executive officer] state marshal shall turn
659 over the net proceeds of the sale to the [town treasury] State Treasurer.

660 Sec. 22. Section 7-3 of the general statutes is repealed and the
661 following is substituted in lieu thereof (*Effective from passage*):

662 The warning of each town meeting, and of each meeting of a city,
663 borough, school district or other public community or of an
664 ecclesiastical society, shall specify the objects for which such meeting is
665 to be held. Notice of a town meeting shall be given by posting, upon a
666 signpost or other exterior place near the office of the town clerk of such
667 town and at such other place or places as may be designated as

hereinafter provided, a printed or written warning signed by the selectmen, or a majority of them, and by publishing a like warning in a newspaper published in such town or having a circulation therein, such posting and such publication to be at least five days previous to holding the meeting, including the day that notice is given and any Sunday and any legal holiday which may intervene between such posting and such publication and the day of holding such meeting, but not including the day of holding such meeting; but any town may, at an annual meeting, designate any other place or places, in addition to the signpost or other exterior place, at which such warnings shall be set up. The selectmen shall, on or before the day of such meeting, cause a copy of each such warning to be left with the town clerk, who shall record the same. Notice of a meeting of a city or borough shall be given by posting, upon a signpost or other exterior place nearest to the office of the clerk of such city or borough or at such place or places as may be designated by special charter provision, a written or printed warning signed by the mayor or clerk in the case of a city or by the warden or clerk in the case of a borough, and by publishing a like warning in a newspaper published within the limits of such city or borough, or having a circulation therein, at least five days previous to holding the meeting, including the day that notice is given and any Sunday and any legal holiday which may intervene between such posting and such publication and the day of holding such meeting, but not including the day of holding such meeting. Notwithstanding the provisions of this section or any charter or home rule ordinance, any warning or notice of a meeting under this section may be posted on the web site of the town, city, borough, school district or other public community or ecclesiastical society, in lieu of publication in a newspaper, provided all other requirements of this section with respect to such warning or notice are met.

Sec. 23. Section 8-3 of the general statutes is amended by adding subsection (m) as follows (*Effective from passage*):

(NEW) (m) Notwithstanding the provisions of this section or any

701 charter or home rule ordinance, any notice required under subsections
702 (d), (f) and (g) of this section may be posted on the web site of the
703 municipality in lieu of publication in a newspaper, provided all other
704 requirements of this section with respect to such notice are met.

705 Sec. 24. Subsection (a) of section 8-7d of the general statutes is
706 repealed and the following is substituted in lieu thereof (*Effective from*
707 *passage*):

708 (a) In all matters wherein a formal petition, application, request or
709 appeal must be submitted to a zoning commission, planning and
710 zoning commission or zoning board of appeals under this chapter, a
711 planning commission under chapter 126 or an inland wetlands agency
712 under chapter 440 or an aquifer protection agency under chapter 446i
713 and a hearing is required or otherwise held on such petition,
714 application, request or appeal, such hearing shall commence within
715 sixty-five days after receipt of such petition, application, request or
716 appeal and shall be completed within thirty-five days after such
717 hearing commences, unless a shorter period of time is required under
718 this chapter, chapter 126, chapter 440 or chapter 446i. Notice of the
719 hearing shall be published in a newspaper having a general circulation
720 in such municipality where the land that is the subject of the hearing is
721 located at least twice, at intervals of not less than two days, the first not
722 more than fifteen days or less than ten days and the last not less than
723 two days before the date set for the hearing. Notwithstanding the
724 provisions of this section or any charter or home rule ordinance, notice
725 of such hearing may be posted on the web site of the municipality in
726 lieu of publication in a newspaper, provided all other requirements of
727 this section with respect to such notice are met. In addition to such
728 notice, such commission, board or agency may, by regulation, provide
729 for additional notice. Such regulations shall include provisions that the
730 notice be mailed to persons who own land that is adjacent to the land
731 that is the subject of the hearing or be provided by posting a sign on
732 the land that is the subject of the hearing, or both. For purposes of such
733 additional notice, (1) proof of mailing shall be evidenced by a

734 certificate of mailing, and (2) the person who owns land shall be the
735 owner indicated on the property tax map or on the last-completed
736 grand list as of the date such notice is mailed. All applications and
737 maps and documents relating thereto shall be open for public
738 inspection. At such hearing, any person or persons may appear and be
739 heard and may be represented by agent or by attorney. All decisions
740 on such matters shall be rendered not later than sixty-five days after
741 completion of such hearing, unless a shorter period of time is required
742 under this chapter, chapter 126, chapter 440 or chapter 446i. The
743 petitioner or applicant may consent to one or more extensions of any
744 period specified in this subsection, provided the total extension of all
745 such periods shall not be for longer than sixty-five days, or may
746 withdraw such petition, application, request or appeal.

747 Sec. 25. Subsection (d) of section 8-26 of the general statutes is
748 repealed and the following is substituted in lieu thereof (*Effective from*
749 *passage*):

750 (d) The commission shall approve, modify and approve, or
751 disapprove any subdivision or resubdivision application or maps and
752 plans submitted therewith, including existing subdivisions or
753 resubdivisions made in violation of this section, within the period of
754 time permitted under section 8-26d. Notice of the decision of the
755 commission shall be published in a newspaper having a substantial
756 circulation in the municipality and addressed by certified mail to any
757 person applying to the commission under this section, by its secretary
758 or clerk, under his signature in any written, printed, typewritten or
759 stamped form, within fifteen days after such decision has been
760 rendered. Notwithstanding the provisions of this subsection or any
761 charter or home rule ordinance, notice of such hearing may be posted
762 on the web site of the municipality in lieu of publication in a
763 newspaper, provided all other requirements of this subsection with
764 respect to such notice are met. In any case in which such notice is not
765 published within such fifteen-day period, the person who made such
766 application may provide for the publication of such notice within ten

767 days thereafter. Such notice shall be a simple statement that such
768 application was approved, modified and approved or disapproved,
769 together with the date of such action. The failure of the commission to
770 act thereon shall be considered as an approval, and a certificate to that
771 effect shall be issued by the commission on demand. The grounds for
772 its action shall be stated in the records of the commission. No planning
773 commission shall be required to consider an application for approval
774 of a subdivision plan while another application for subdivision of the
775 same or substantially the same parcel is pending before the
776 commission. For the purposes of this subsection, an application is not
777 "pending before the commission" if the commission has rendered a
778 decision with respect to such application and such decision has been
779 appealed to the Superior Court.

780 Sec. 26. Section 8-28 of the general statutes is repealed and the
781 following is substituted in lieu thereof (*Effective from passage*):

782 Notice of all official actions or decisions of a planning commission,
783 not limited to those relating to the approval or denial of subdivision
784 plans, shall be published in a newspaper having a substantial
785 circulation in the municipality within fifteen days after such action or
786 decision. Notwithstanding the provisions of this section or any charter
787 or home rule ordinance, notice of such official action or decision may
788 be posted on the web site of the municipality in lieu of publication in a
789 newspaper, provided all other requirements of this section with
790 respect to such notice are met. Any appeal from an action or decision
791 of a planning commission shall be taken pursuant to the provisions of
792 section 8-8.

793 Sec. 27. Section 9-16 of the general statutes is repealed and the
794 following is substituted in lieu thereof (*Effective from passage*):

795 The registrars of voters in each town shall give notice of the time
796 and place of each session for the admission of electors held pursuant to
797 section 9-17 by publication in a newspaper published or circulated in
798 such town not more than fifteen nor less than five days before each

799 such session. Notwithstanding the provisions of this section or any
800 charter or home rule ordinance, notice of such session may be posted
801 on the web site of the town in lieu of publication in a newspaper,
802 provided all other requirements of this section with respect to such
803 notice are met. Nothing [herein] in this section shall require that [such]
804 publication in a newspaper, if any, be in the form of a legal
805 advertisement.

806 Sec. 28. Section 9-37 of the general statutes is repealed and the
807 following is substituted in lieu thereof (*Effective from passage*):

808 Each registrar shall keep a copy of the preliminary registry list for
809 his use in revision. Such registrars shall give notice in such list of the
810 times and places at which they will hold one or more sessions during
811 the period between the Saturday of the fifth week before the regular
812 election and the Saturday of the fourth week before the regular
813 election, for the revision and correction of such list which, when
814 completed, shall be termed the "final registry list" for such election. In
815 each municipality having a population of more than five thousand,
816 they shall also give notice of such times and places by publication in a
817 newspaper circulating in such municipality and by posting the same
818 on the signpost therein, if any, and at the office of the town clerk at
819 least five days before the first of such sessions. Notwithstanding the
820 provisions of this section or any charter or home rule ordinance, notice
821 of such session may be posted on the web site of the municipality in
822 lieu of publication in a newspaper, provided all other requirements of
823 this section with respect to such notice are met. The number of sessions
824 shall be fixed by the registrars of each municipality. The registrars
825 shall also hold sessions, of which no public notice need be given, for
826 the purpose of correcting such preliminary list, and for the purpose of
827 adding to such list the names of persons entitled to be registered
828 thereon, on each day they are in session for the admission of electors
829 pursuant to section 9-17, and they may also hold sessions for revision
830 and correction of the registry list on any other day, except during the
831 period of six days preceding any regular election. On the fourteenth

832 day before a primary, the registrars shall hold an additional session to
833 hear such requests for adding names to the registry list, in accordance
834 with the procedure provided in this section, and the registrars shall
835 publish notice of such sessions in a newspaper having general
836 circulation in such municipality at least five days before such sessions.
837 Nothing in this section shall require that [such] publication in a
838 newspaper, if any, be in the form of a legal advertisement.

839 Sec. 29. Section 9-53 of the general statutes is repealed and the
840 following is substituted in lieu thereof (*Effective from passage*):

841 The registrars of voters in each municipality in which an enrollment
842 session is to be held shall give notice of such session, and of the
843 purpose, day, hours and place thereof, by publication in a newspaper
844 published in or having a circulation in such municipality, not more
845 than fifteen nor less than five days before such session.
846 Notwithstanding the provisions of this section or any charter or home
847 rule ordinance, notice of such session may be posted on the web site of
848 the municipality in lieu of publication in a newspaper, provided all
849 other requirements of this section with respect to such notice are met.
850 Nothing [herein] in this section shall require that [such] publication in
851 a newspaper, if any, be in the form of a legal advertisement. In each
852 municipality divided into two voting districts which elects registrars of
853 voters for each voting district, any session for enrollment in such
854 municipality shall be held in each such district thereof by the registrars
855 of such district, and the notice hereinbefore required shall specify the
856 place in each such district in which such session is to be held. In each
857 municipality divided into voting districts which elects registrars of
858 voters for the entire municipality, any session for enrollment in such
859 municipality may, if the registrars so decide, be held in each such
860 district by assistant registrars appointed under section 9-192, provided
861 the registrars in the notice hereinbefore required shall specify the place
862 in each such district in which such session is to be held. When such a
863 session is so held in each such district by such assistant registrars,
864 within forty-eight hours after the close of each of such sessions, each of

865 such assistant registrars shall deliver to the registrar of whom he is the
866 appointee a true and attested list or lists, as made by such assistant
867 registrars at such session, showing all enrollments and corrections, if
868 any, by them made, together with a list of all applications rejected
869 under the provisions of sections 9-60 and 9-63.

870 Sec. 30. Section 9-164 of the general statutes is repealed and the
871 following is substituted in lieu thereof (*Effective from passage*):

872 (a) Notwithstanding any contrary provision of law, there shall be
873 held in each municipality, biennially, a municipal election on the first
874 Monday of May or the Tuesday after the first Monday of November, of
875 the odd-numbered years, whichever date the legislative body of such
876 municipality determines, provided, if no action is taken by the
877 legislative body to so designate the date of such election, such election
878 shall be held on the Tuesday after the first Monday of November of the
879 odd-numbered years. In any municipality where the term of any
880 elected official would expire prior to the next regular election held
881 under the provisions of this section, the term of such official shall be
882 extended to the date of such election.

883 (b) Upon the occurrence of a vacancy in a municipal office or upon
884 the creation of a new office to be filled prior to the next regular
885 election, a special municipal election may be convened either by the
886 board of selectmen of the municipality or upon application of twenty
887 electors of the municipality filed with the municipal clerk. The date of
888 such election shall be determined by the board of selectmen of the
889 municipality, and notice of such date shall be filed with the municipal
890 clerk. In determining the date of such election, the board of selectmen
891 shall allow the time specified for holding primaries for municipal
892 office in section 9-423 and the time specified for the selection of party-
893 endorsed candidates for municipal office in section 9-391. On
894 application of twenty electors of the municipality, the date of such
895 election, as determined by the board of selectmen, shall be not later
896 than the one hundred fiftieth day following the filing of such

897 application. Except as otherwise provided by general statute, the
898 provisions of the general statutes pertaining to elections and primaries
899 shall apply to special municipal elections. No such election may be
900 held unless the municipal clerk first files notice of the office or offices
901 to be filled at such election with the town chairman of the town
902 committee of each major and minor party within the municipality and
903 with the secretary of the state at least three weeks in advance of the
904 final time specified for the selection of party-endorsed candidates for
905 municipal office in section 9-391. The municipal clerk shall forthwith
906 warn such election in the same manner as the warning of municipal
907 elections pursuant to section 9-226, as amended by this act.
908 Notwithstanding the provisions of any charter or home rule ordinance,
909 such warning may be posted on the web site of the municipality in lieu
910 of publication in a newspaper, provided all other requirements of this
911 section with respect to such warning are met.

912 (c) Notwithstanding any provision of subsection (b) of this section,
913 [to the contrary,] any town which by charter provides that a vacancy in
914 its legislative body shall be filled by a special election held no later
915 than forty-five days after the effective date of the vacancy shall hold
916 such election not later than forty-five days after the occurrence of the
917 vacancy. No such election may be held unless the municipal clerk
918 forthwith upon the occurrence of the vacancy files notice of the office
919 to be filled at the election with the town chairman of the town
920 committee of each major and minor party within the municipality and
921 with the Secretary of the State. Nominations by political parties for
922 such office shall be made as the rules of such parties which are filed
923 with the town clerk provide, in accordance with section 9-390. Such
924 nominations may be made and certified at any time after the vacancy
925 occurs but not later than the thirty-sixth day before the day of the
926 election. No such nomination shall be effective until the presiding
927 officer and secretary of the town committee certify the nomination to
928 the town clerk. No primary shall be held for the nomination of any
929 political party to fill any vacancy in such office and the party-endorsed
930 candidate so certified shall be deemed the nominee of such party.

931 Nominations may also be made by petition in the manner provided in
932 sections 9-379 and 9-453a to 9-453p, inclusive, which petitions shall be
933 submitted to the town clerk of the town in which the signers reside not
934 later than the thirty-sixth day before the day of the election and filed in
935 the office of the Secretary of the State not later than two days
936 thereafter. The municipal clerk shall forthwith warn such election in
937 the same manner as the warning of municipal elections pursuant to
938 section 9-226, as amended by this act. Notwithstanding the provisions
939 of any charter or home rule ordinance, such warning may be posted on
940 the web site of the town in lieu of publication in a newspaper,
941 provided all other requirements of this section with respect to such
942 warning are met.

943 Sec. 31. Section 9-225 of the general statutes is repealed and the
944 following is substituted in lieu thereof (*Effective from passage*):

945 The town clerk or assistant town clerk of each town shall warn the
946 electors therein to meet on the Tuesday following the first Monday in
947 November in the even-numbered years, at six o'clock a.m., which
948 warning shall be given by publication in a newspaper having a general
949 circulation in such town not more than fifteen nor less than five days
950 previous to holding such election. Notwithstanding the provisions of
951 this section or any charter or home rule ordinance, such warning may
952 be posted on the web site of the town in lieu of publication in a
953 newspaper, provided all other requirements of this section with
954 respect to such warning are met. The clerk in each town shall, in the
955 warning for such election, give notice of the time and the location of
956 the polling place in the town, and in towns divided into voting
957 districts, of the time and the location of the polling place in each
958 district, at which such election will be held. The town clerk shall record
959 each such warning.

960 Sec. 32. Section 9-226 of the general statutes is repealed and the
961 following is substituted in lieu thereof (*Effective from passage*):

962 The warning of each municipal election shall specify the objects for

963 which such election is to be held. Notice of a town election shall be
964 given by the town clerk or assistant town clerk, by publishing a
965 warning in a newspaper published in such town or having a general
966 circulation therein, such publication to be not more than fifteen, nor
967 less than five days previous to holding the election. The town clerk in
968 each town shall, in the warning for such election, give notice of the
969 time and the location of the polling place in the town and, in towns
970 divided into voting districts, of the time and the location of the polling
971 place in each district. The town clerk shall record each such warning.
972 Notice of an election of a city or borough shall be given by publishing
973 a warning in a newspaper published within the limits of such city or
974 borough, or having a general circulation therein, not more than fifteen
975 nor less than five days previous to holding the election, which warning
976 shall include notice of the time and the location of the polling place in
977 such city or borough and, in cities and boroughs divided into voting
978 districts, of the time and the location of the polling place in each
979 district. Notwithstanding the provisions of this section or any charter
980 or home rule ordinance, such warning may be posted on the web site
981 of the town in lieu of publication in a newspaper, provided all other
982 requirements of this section with respect to such warning are met.

983 Sec. 33. Section 9-332 of the general statutes is repealed and the
984 following is substituted in lieu thereof (*Effective from passage*):

985 If the electors fail to choose a candidate for any office by reason of
986 an equality of votes at any election, and no provision is otherwise
987 made by law for the election of a candidate to such office, such election
988 shall stand adjourned for three weeks at the same hour at which the
989 first election was held. Ballot labels of the same form and description
990 as described in sections 9-250 to 9-256, inclusive, except that such ballot
991 labels shall contain only the names of the candidates for whom the
992 same are to be voted, shall be used in the election on such adjourned
993 day, and the election shall be conducted in the same manner as on the
994 first day, except that the votes shall be cast for such officer only. Ballot
995 labels for such election shall be provided forthwith by the clerk of the

996 municipality wherein such election stands adjourned, and such clerk
997 shall furnish the Secretary of the State with an accurate list of all
998 candidates to be voted for at such adjourned election. The clerk of the
999 municipality wherein such election so stands adjourned shall, at least
1000 three days prior to the day of such adjourned election, give notice of
1001 the day, hours, place and purpose thereof by publishing such notice in
1002 a newspaper published in such municipality or having a circulation
1003 therein. Notwithstanding the provisions of this section or of charter or
1004 home rule ordinance, such notice may be posted on the web site of the
1005 municipality in lieu of publication in a newspaper, provided all other
1006 requirements of this section with respect to such notice are met. No
1007 such election shall be held if prior to such election all but one of the
1008 candidates for such office die, withdraw their names or for any reason
1009 become disqualified to hold such office, and, in such event, the
1010 remaining candidate shall be deemed to be lawfully elected to such
1011 office. No withdrawal shall be valid until the candidate who has
1012 withdrawn has filed a letter of withdrawal signed by such candidate
1013 with the Secretary of the State or, in the case of a municipal office, until
1014 the candidate who has withdrawn has filed a letter of withdrawal
1015 signed by such candidate with the municipal clerk. When such an
1016 election is required to be held under the provisions of this section for
1017 any office other than a municipal office, and prior to such election all
1018 but one of the candidates for such office die, withdraw their names or
1019 for any reason become disqualified to hold such office, the Secretary of
1020 the State shall forthwith notify the clerk of each municipality wherein
1021 such election was to have been held of such fact, and shall forthwith
1022 direct each such clerk that such election shall not be held. In the case of
1023 a multiple opening office only the names of those candidates whose
1024 votes are equal shall be placed on the ballot label of the adjourned
1025 election.

1026 Sec. 34. Section 9-395 of the general statutes is repealed and the
1027 following is substituted in lieu thereof (*Effective from passage*):

1028 (a) Forthwith upon the certification provided in section 9-391, the

1029 clerk of the municipality shall publish, in a newspaper having a
1030 general circulation in such municipality, the fact of such certification
1031 and that a list of the persons endorsed as candidates is on file in his
1032 office and copies thereof are available for public distribution.
1033 Notwithstanding the provisions of this section or of any charter or
1034 home rule ordinance, notice of such certification and the availability of
1035 copies of such list may be posted on the web site of the municipality in
1036 lieu of publication in a newspaper, provided all other requirements of
1037 this section with respect to such notice are met. If, with respect to any
1038 office or position to be filled, the clerk of the municipality has failed to
1039 receive the certification of the name of any person as a party-endorsed
1040 candidate within the time limited in section 9-391, such fact shall be
1041 published by the clerk of the municipality. Together with such
1042 information, the clerk shall publish a notice that a primary will be held
1043 for the nomination by such political party of a candidate for the offices
1044 to be filled or for the election of members of the town committee, as the
1045 case may be, if a candidacy is filed in accordance with the provisions of
1046 sections 9-382 to 9-450, inclusive. Such notice shall specify the final
1047 date for the filing of such candidacy and the date of the primary, shall
1048 state where forms for petitions may be obtained and shall generally
1049 indicate the method of procedure in the filing of such candidacy. The
1050 Secretary of the State shall prescribe the form of such notice. The clerk
1051 shall forthwith publish any change in the party-endorsed candidates,
1052 listing such changes. As used in this section, the terms "publish" or
1053 "publication" shall be construed to include the posting of information
1054 on the web site of the town.

1055 (b) In any year in which a state election is to be held, the notice
1056 described in subsection (a) of this section shall: (1) Be published not
1057 later than the seventy-sixth day preceding the day of the primary, (2)
1058 indicate that the certification provided in section 9-391 can be made,
1059 and (3) indicate that a list of persons endorsed as candidates will be on
1060 file in the clerk's office, as provided in subsection (a) of this section.
1061 The requirement contained in subsection (a) of this section to publish
1062 the fact that the clerk of the municipality has failed to receive the

1063 certification of the name of any person as a party-endorsed candidate
1064 within the time limit in section 9-391, shall not apply to the notice
1065 required by this subsection.

1066 Sec. 35. Section 9-433 of the general statutes is repealed and the
1067 following is substituted in lieu thereof (*Effective from passage*):

1068 After the deadline set forth in section 9-400 for filing candidacies,
1069 and upon the completion of the tabulation of petition signatures, if
1070 any, if one or more candidacies for nomination by a political party to a
1071 state or district office have been filed in accordance with the provisions
1072 of section 9-400, the Secretary of the State shall notify the clerk of each
1073 town within the state or within the district, as the case may be, that a
1074 primary is to be held by such party for the nomination of such party to
1075 such office. Such notice shall include a list of all the proposed
1076 candidates, those endorsed by the convention as well as those filing
1077 candidacies, together with their addresses and the titles of the office
1078 for which they are candidates and, if applicable, a statement that
1079 unaffiliated electors may vote in the primary. The clerk of each such
1080 town shall thereupon cause such notice to be published forthwith in a
1081 newspaper having a general circulation in such town, together with a
1082 statement of the date upon which the primary is to be held, the hours
1083 during which the polls shall be open and the location of the polls.
1084 Notwithstanding the provisions of this section or any charter or home
1085 rule ordinance, such notice may be posted on the web site of the town
1086 in lieu of publication in a newspaper, provided all other requirements
1087 of this section with respect to such notice are met.

1088 Sec. 36. Section 9-435 of the general statutes is repealed and the
1089 following is substituted in lieu thereof (*Effective from passage*):

1090 Except as provided in sections 9-418 and 9-419, if in any
1091 municipality, within the time specified in section 9-405, a candidacy for
1092 nomination by a political party to any municipal office or for election
1093 as a town committee member is filed with the registrar, in conformity
1094 with the provisions of sections 9-405 to 9-412, inclusive, and section 9-

1095 414, by or on behalf of any person other than party-endorsed
1096 candidates, the registrar shall forthwith after the deadline for
1097 certification of party-endorsed candidates notify the clerk of such
1098 municipality that a primary is to be held by such party for the
1099 nomination of such party to such office or for the election by such
1100 party of town committee members, as the case may be. Such notice
1101 shall include a list of all the proposed candidates, those endorsed as
1102 well as those filing candidacies, together with their addresses and the
1103 titles of the offices or positions for which they are candidates. In the
1104 case of a primary for justices of the peace, such notice shall also contain
1105 the complete ballot label designation of each slate pursuant to
1106 subsection (h) of section 9-437. The clerk of the municipality shall
1107 thereupon cause such notice to be published forthwith in a newspaper
1108 having a general circulation in such municipality, together with a
1109 statement of the date upon which the primary is to be held, the hours
1110 during which the polls shall be open and the location of the polls, and
1111 shall send a copy of such notice to the Secretary of the State and record
1112 the same. Notwithstanding the provisions of this section or any charter
1113 or home rule ordinance, such notice may be posted on the web site of
1114 the municipality in lieu of publication in a newspaper, provided all
1115 other requirements of this section with respect to such notice are met.
1116 The clerk shall forthwith publish or post on such web site any change
1117 in the proposed candidates, listing such changes.

1118 Sec. 37. Section 9-471 of the general statutes is repealed and the
1119 following is substituted in lieu thereof (*Effective from passage*):

1120 Forthwith upon determination of the order of candidates on the
1121 ballot, the secretary shall send a notice of primary for each party to
1122 each town clerk. Such notice shall include the names of the candidates
1123 in the order so determined and their addresses. Such notice shall
1124 conform, as nearly as may be, to the provisions of section 9-433, as
1125 amended by this act, concerning notice of primary for nomination to a
1126 state office. The town clerk shall, forthwith upon receipt of such notice,
1127 cause it to be published in the manner provided in said section.

1128 Notwithstanding the provisions of this section or any charter or home
1129 rule ordinance, such notice may be posted on the web site of the town
1130 in lieu of publication in a newspaper, provided all other requirements
1131 of this section with respect to such notice are met.

1132 Sec. 38. Section 12-40 of the general statutes is repealed and the
1133 following is substituted in lieu thereof (*Effective from passage*):

1134 The assessors in each town, except as otherwise specially provided
1135 by law, shall, on or before the fifteenth day of October annually, post
1136 on the signposts therein, if any, or at some other exterior place near the
1137 office of the town clerk, or publish in a newspaper published in such
1138 town or, if no newspaper is published in such town, then in any
1139 newspaper published in the state having a general circulation in such
1140 town, a notice requiring all persons therein liable to pay taxes to bring
1141 in a declaration of the taxable personal property belonging to them on
1142 the first day of October in that year in accordance with section 12-42
1143 and the taxable personal property for which a declaration is required
1144 in accordance with section 12-43. Notwithstanding the provisions of
1145 this section or any charter or home rule ordinance, such notice may be
1146 posted on the web site of the town in lieu of publication in a
1147 newspaper, provided all other requirements of this section with
1148 respect to such notice are met.

1149 Sec. 39. Section 12-145 of the general statutes is repealed and the
1150 following is substituted in lieu thereof (*Effective from passage*):

1151 The tax collector of each municipality shall, at least five days next
1152 preceding the time when each tax becomes due and payable, give
1153 notice of the time and place at which the tax collector will receive such
1154 tax by advertising in a newspaper published in such municipality or, if
1155 no newspaper is published in such municipality, by advertising in any
1156 newspaper of the state having a general circulation in such
1157 municipality and by posting such notice on a signpost therein, if any,
1158 otherwise on a signpost in the town within which such municipality is
1159 situated, if any, or at some other exterior place near the office of the

town clerk. The tax collector shall repeat such advertising within one week after such tax has become due and payable and, again, at least five days before such tax becomes delinquent. Each such notice shall give each date on which such tax shall become due and payable and each date on which such tax shall become delinquent, and shall state that, as soon as such tax becomes delinquent, it shall be subject to interest at the rate of one and one-half per cent of such tax for each month or fraction thereof which elapses from the time when such tax becomes due and payable until the same is paid. Notwithstanding the provisions of this section or any charter or home rule ordinance, such notice may be posted on the web site of the town in lieu of publication in a newspaper, provided all other requirements of this section with respect to such notice are met. The tax collector of a municipality may waive the interest on delinquent property taxes if the tax collector and the assessor, jointly, determine that the delinquency is attributable to an error by the tax assessor or tax collector and is not the result of any action or failure on the part of the taxpayer. The tax collector shall notify the taxing authority of the municipality of all waivers granted pursuant to this section.

Sec. 40. Section 12-186 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

When the list has been thus marked, the clerk shall immediately give notice in writing to the tax collector of such fact and the tax collector shall, within one week of receipt of such notice, give notice of the pendency of the petition for foreclosure by causing a copy of the petition, with the parcels so marked "Withdrawn" deleted therefrom, to be published at least once in a newspaper having a general circulation in the municipality where the properties listed are located. Such notice shall be preceded by the following statement: "Notice of petition of foreclosure of tax liens by the collector of Under the provisions of section 12-182 an action has been brought and is pending in the superior court for the judicial district of to foreclose tax liens upon the properties described below. No personal judgment will be

1193 rendered in such proceeding for the payment of such taxes against the
1194 owner or any person having an interest in any of such properties. All
1195 persons having or claiming an interest in any of them are hereby
1196 notified of the pendency of the action. With the exception of any
1197 properties withdrawn from said proceeding in accordance with the
1198 provisions of sections 12-185 and 12-187, the right, title or interest of
1199 any person in any of said properties will be foreclosed unless the
1200 amounts due upon the tax lien or liens against the same, with any
1201 interest, fees and other charges thereon which have accrued since the
1202 bringing of the action, shall be paid before the expiration of the period
1203 designated therein for the redemption of such property."
1204 Notwithstanding the provisions of this section or any charter or home
1205 rule ordinance, such notice may be posted on the web site of the
1206 municipality in lieu of publication in a newspaper, provided all other
1207 requirements of this section with respect to such notice are met. The
1208 tax collector shall, on or before the date of publication or posting of the
1209 notice, cause a copy of such notice to be filed in the office of the town
1210 clerk of the town in which the property is situated and such filing shall
1211 have the same force and effect as the filing of a notice of lis pendens in
1212 accordance with the provisions of section 52-325 and such notice shall
1213 be kept by the town clerk as part of the land records and be indexed in
1214 the same manner as a lis pendens as to the property being foreclosed
1215 and the names of the owners thereof or of any interest therein or
1216 encumbrances thereon as recited in such petition. The tax collector
1217 shall also, within such time, post a copy of such notice in some
1218 conspicuous place in the office of the town clerk and in his own office
1219 and shall cause a notice of the pendency of such action to be sent by
1220 registered or certified mail, postage prepaid, to the owner or owners of
1221 each of such properties and of any encumbrance thereon or interest
1222 therein, as they appear in such petition, directed to the best address of
1223 each that he is able to obtain from known and readily available
1224 sources, including city directories.

1225 Sec. 41. Section 14-67t of the general statutes is repealed and the
1226 following is substituted in lieu thereof (*Effective from passage*):

1227 Any ordinance, order, rule or regulation creating a restricted district
1228 or districts within which any motor vehicle recycler's yard or business
1229 shall not be located or established under the provisions of this subpart
1230 (H) shall, forthwith, be filed with the clerk of the municipality and said
1231 clerk shall, within ten days thereafter, cause such ordinance to be
1232 published once in a newspaper having a circulation in such
1233 municipality. Notwithstanding the provisions of this section or any
1234 charter or home rule ordinance, any ordinance, order, rule or
1235 regulation creating such a restricted district or districts may be posted
1236 on the web site of the municipality in lieu of publication in a
1237 newspaper, provided all other requirements of this section with
1238 respect to such notice are met.

1239 Sec. 42. Subsection (b) of section 19a-320 of the general statutes is
1240 repealed and the following is substituted in lieu thereof (*Effective from*
1241 *passage*):

1242 (b) Application for such approval shall be made in writing to the
1243 local authority specified in subsection (a) of this section and a hearing
1244 shall be held within the town, city or borough in which such location is
1245 situated within sixty-five days from the date of receipt of such
1246 application. Notice of such hearing shall be given to such applicant by
1247 mail, postage paid, to the address given on the application, and to the
1248 Commissioner of Public Health, and by publication twice in a
1249 newspaper having a substantial circulation in the town, city or
1250 borough at intervals of not less than two days, the first being not more
1251 than fifteen days nor less than ten days, and the second being not less
1252 than two days before such hearing. Notwithstanding the provisions of
1253 this subsection or any charter or home rule ordinance, notice of such
1254 hearing may be posted on the web site of the town in lieu of
1255 publication in a newspaper, provided all other requirements of this
1256 section with respect to such notice are met. The local authority shall
1257 approve or deny such application within sixty-five days after such
1258 hearing, provided an extension of time not to exceed a further period
1259 of sixty-five days may be had with the consent of the applicant. The

1260 grounds for its action shall be stated in the records of the authority.
1261 Each applicant shall pay a fee of ten dollars, together with the costs of
1262 the publication of such notice in a newspaper, if any, and the
1263 reasonable expense of such hearing, to the treasurer of such town, city
1264 or borough.

1265 Sec. 43. Subsection (f) of section 22a-109 of the general statutes is
1266 repealed and the following is substituted in lieu thereof (*Effective from*
1267 *passage*):

1268 (f) The zoning commission shall set forth the reasons for any
1269 decision to deny, modify or condition a coastal site plan submitted
1270 under this section. A copy of any decision shall be sent by certified
1271 mail to the person who submitted such plan within fifteen days after
1272 such decision is rendered. A copy of any decision on a coastal site plan
1273 for a shoreline flood and erosion control structure shall be sent to the
1274 Commissioner of Environmental Protection within fifteen days after
1275 such decision is rendered. The commission shall publish notice of the
1276 approval or denial of a coastal site plan, in a newspaper having a
1277 general circulation in the municipality, not more than fifteen days after
1278 such decision is rendered. Notwithstanding the provisions of this
1279 subsection or any charter or home rule ordinance, notice of such
1280 approval or disapproval may be posted on the web site of the
1281 municipality in lieu of publication in a newspaper, provided all other
1282 requirements of this section with respect to such notice are met.

1283 Sec. 44. Section 22a-354p of the general statutes is repealed and the
1284 following is substituted in lieu thereof (*Effective from passage*):

1285 (a) The aquifer protection agency authorized by section 22a-354o
1286 shall, by regulation, provide for (1) the manner in which the
1287 boundaries of aquifer protection areas shall be established and
1288 amended or changed, (2) the form for an application to conduct
1289 regulated activities within the area, (3) notice and publication
1290 requirements, (4) criteria and procedures for the review of
1291 applications, and (5) administration and enforcement.

1292 (b) No regulations of an aquifer protection agency shall become
1293 effective or be established until after a public hearing in relation
1294 thereto is held by the agency at which parties in interest and citizens
1295 shall have an opportunity to be heard. Notice of the time and place of
1296 such hearing shall be published in the form of a legal advertisement,
1297 appearing at least twice in a newspaper having a substantial
1298 circulation in the municipality at intervals of not less than two days,
1299 the first not more than twenty-five days or less than fifteen days, and
1300 the last not less than two days, before such hearing, and a copy of such
1301 proposed regulation shall be filed in the office of the town, city or
1302 borough clerk, as the case may be, in such municipality, for public
1303 inspection at least ten days before such hearing, and may be published
1304 in full in such paper. Notwithstanding the provisions of this subsection
1305 or any charter or home rule ordinance, notice of the hearing may be
1306 posted on the web site of the municipality in lieu of publication in a
1307 newspaper, provided all other requirements of this subsection with
1308 respect to such notice are met. A copy of the notice and the proposed
1309 regulations or amendments thereto shall be provided to the
1310 Commissioner of Environmental Protection, the town clerk and any
1311 affected water company at least thirty-five days before such hearing.
1312 Such regulations may be from time to time amended, changed or
1313 repealed after a public hearing in relation thereto is held by the agency
1314 at which parties in interest and citizens shall have an opportunity to be
1315 heard and for which notice shall be published or posted in the manner
1316 specified in this subsection. Regulations or changes therein shall
1317 become effective at such time as is fixed by the agency, provided a
1318 copy of such regulation or change shall be filed in the office of the
1319 town, city or borough clerk, as the case may be. Whenever an agency
1320 makes a change in regulations, it shall state upon its records the reason
1321 why the change was made. All petitions submitted in writing and in a
1322 form prescribed by the agency requesting a change in the regulations
1323 shall be considered at a public hearing in the manner provided for
1324 establishment of such regulations within ninety days after receipt of
1325 such petition. The agency shall act upon the changes requested in the

1326 petition within sixty days after the hearing. The petitioner may consent
1327 to extension of the periods provided for a hearing and for adoption or
1328 denial or may withdraw such petition.

1329 (c) Pursuant to municipal regulations adopted under subsection (b)
1330 of this section, no regulated activity shall be conducted within any
1331 aquifer protection area without a permit. Any person proposing to
1332 conduct or cause to be conducted a regulated activity within an aquifer
1333 protection area shall file an application with the aquifer protection
1334 agency of each municipality wherein the aquifer in question is located.
1335 The application shall be in such form and contain such information as
1336 the agency may prescribe. The date of receipt of an application shall be
1337 determined in accordance with the provisions of subsection (c) of
1338 section 8-7d. The agency may hold a public hearing on such
1339 application. Such hearing shall be held in accordance with the
1340 provisions of section 8-7d, as amended by this act. In addition to the
1341 requirements of section 8-7d, as amended by this act, the agency shall
1342 send to any affected water company, at least ten days before the
1343 hearing, a copy of the notice by certified mail, return receipt requested.

1344 (d) In granting, denying or limiting any permit for a regulated
1345 activity the aquifer protection agency shall state upon the record the
1346 reason for its decision. In granting a permit the agency may grant the
1347 application as filed or grant it upon such terms, conditions, limitations
1348 or modifications of the activity as are intended to carry out the policies
1349 of section 22a-354g. No person shall conduct any regulated activity
1350 within an aquifer protection area which requires zoning or subdivision
1351 approval without first having obtained a valid certificate of zoning or
1352 subdivision approval, special permit, special exception or variance, or
1353 other documentation establishing that the proposal complies with the
1354 zoning or subdivision requirements adopted by the municipality
1355 pursuant to chapters 124 to 126, inclusive, or any special act. The
1356 agency may suspend or revoke a permit if it finds, after giving notice
1357 to the permittee of the facts or conduct which warrants the intended
1358 action and after a hearing at which the permittee is given an

1359 opportunity to show compliance with the requirements for retention of
1360 the permit, that the applicant has not complied with the conditions or
1361 limitations set forth in the permit or has exceeded the scope of the
1362 work as set forth in the application. The agency shall send to any
1363 affected water company a copy of the notice at least ten days before the
1364 hearing by certified mail, return receipt requested. Any affected water
1365 company may, through a representative, appear and be heard at any
1366 such hearing. The applicant or permittee shall be notified of the
1367 agency's decision by certified mail, return receipt requested, within
1368 fifteen days of the date of the decision and the agency shall cause
1369 notice of its order in issuance, denial, revocation or suspension of a
1370 permit to be published in a newspaper having a general circulation in
1371 the municipality in which the aquifer protection area is located.
1372 Notwithstanding the provisions of this subsection or any charter or
1373 home rule ordinance, notice of any such order in issuance, denial,
1374 revocation or suspension of a permit may be posted on the web site of
1375 the municipality in lieu of publication in a newspaper, provided all
1376 other requirements of this subsection with respect to any such order
1377 are met.

1378 (e) The aquifer protection agency may require a filing fee to be
1379 deposited with the agency. The amount of such fee shall be sufficient
1380 to cover the reasonable cost of reviewing and acting on applications
1381 and petitions, including, but not limited to, the costs of certified
1382 mailings, publications of notices and decisions, and monitoring
1383 compliance with permit conditions, regulations adopted pursuant to
1384 sections 19a-37, 22-6c, 22a-354c, 22a-354e, 22a-354g to 22a-354bb,
1385 inclusive, 25-32d, 25-33h, 25-33n and subsection (a) of section 25-84, or
1386 agency orders.

1387 (f) Any regulations adopted by an agency under this section shall
1388 not be effective unless the Commissioner of Environmental Protection
1389 determines that such regulations are reasonably related to the purpose
1390 of groundwater protection and not inconsistent with the regulations
1391 adopted pursuant to section 22a-354i. A regulation adopted by a

1392 municipality shall not be deemed inconsistent if such regulation
1393 establishes a greater level of protection. The commissioner shall
1394 provide written notification to the agency of approval or the reasons
1395 such regulations cannot be approved within sixty days of receipt by
1396 the commissioner of the regulations adopted by the agency.

1397 (g) (1) Notwithstanding any other provision of the general statutes,
1398 the commissioner shall have sole authority to grant, deny, limit or
1399 modify, in accordance with regulations adopted by him, a permit for
1400 any regulated activity in an aquifer protection area proposed by (A)
1401 any person to whom the commissioner has issued an individual permit
1402 for the subject site under the national pollutant discharge elimination
1403 system of the federal Clean Water Act (33 USC 1251 et seq.) or under
1404 the state pollutant discharge elimination system pursuant to section
1405 22a-430 or any person to whom the commissioner has issued a permit
1406 for the subject site under the provisions of the federal Resource
1407 Conservation and Recovery Act (42 USC 6901 et seq.) for a treatment,
1408 storage or disposal facility, (B) any public service company, as defined
1409 in section 16-1, providing gas, electric, pipeline, water or telephone
1410 service, (C) any large quantity generator, as defined in regulations
1411 adopted by the commissioner under section 22a-449, or (D) any state
1412 department, agency or instrumentality, except any local or regional
1413 board of education. Such authority may be exercised only after an
1414 advisory decision on such permit has been rendered to the
1415 commissioner by the aquifer protection agency of the municipality
1416 within which such aquifer protection area is located or thirty-five days
1417 after receipt by the commissioner of the application for such permit,
1418 whichever occurs first. The commissioner shall provide prompt notice
1419 of receipt of an application to the municipal aquifer protection agency.

1420 (2) If the commissioner requires the submission of a registration or
1421 other document under regulations adopted pursuant to section 22a-
1422 354i, such submission shall be made to the commissioner by any
1423 person to whom the commissioner has issued an individual permit
1424 under the national pollutant discharge elimination system of the

1425 federal Clean Water Act, or an individual permit under the state
1426 pollutant discharge elimination system pursuant to section 22a-430, or
1427 by any person to whom the commissioner has issued a permit under
1428 the provisions of the federal Resource Conservation and Recovery Act
1429 for a treatment, storage or disposal facility, or any public service
1430 company, as defined in section 16-1, providing gas, electric, pipeline,
1431 water or telephone service, or a large quantity generator, as defined in
1432 regulations adopted by the commissioner under section 22a-449, or
1433 any state department, agency or instrumentality, except any local or
1434 regional board of education.

1435 Sec. 45. Section 50-11 of the general statutes is repealed and the
1436 following is substituted in lieu thereof (*Effective from passage*):

1437 The police department shall, commencing within one week from the
1438 date of receipt of any lost article, advertise a general description of
1439 such article once a week for at least two successive weeks in a
1440 newspaper having a circulation in such municipality and shall retain
1441 custody of such article for six months from the date of receipt thereof,
1442 unless it is claimed by the rightful owner within such six months'
1443 period. Notwithstanding the provisions of this section or any charter
1444 or home rule ordinance, advertisement of receipt of any such article
1445 may be posted on the web site of the police department or on the web
1446 site of the municipality in lieu of publication in a newspaper, provided
1447 all other requirements of this section with respect to such notice are
1448 met. The requirement of advertising may be omitted when the value or
1449 estimated value of the article is less than [two] fifty dollars. Perishable
1450 or obnoxious property or articles of a dangerous or harmful nature
1451 may be sold or otherwise disposed of as soon as practicable on the best
1452 terms available.

1453 Sec. 46. (NEW) (*Effective from passage*) (a) As used in this section,
1454 "agency of this state" means any executive, administrative or
1455 legislative office of the state and any state agency, department,
1456 institution, bureau, board, commission, authority or official of the

1457 state, including any committee of, or committee created by, any such
1458 office, agency, department, institution, bureau, board, commission,
1459 authority or official.

1460 (b) Notwithstanding the provisions of any section of the general
1461 statutes, or regulation adopted thereunder, or any public or special act
1462 that requires an agency of the state to publish a notice or any other
1463 information in a newspaper, such agency may post such notice or
1464 information on the web site of the agency of the state, in lieu of
1465 publication in a newspaper, provided all other requirements of law
1466 with respect to such notice or information are met.

1467 (c) Each agency of this state shall, to the extent practicable and
1468 within available appropriations, provide for the acceptance of
1469 electronic records from any town, city, borough, municipal
1470 corporation, school district, regional district or other district or other
1471 political subdivision of this state, and records bearing the electronic
1472 signature of officials of such political subdivisions and any
1473 departments, institutions, bureaus, boards, commissions or authorities
1474 thereof. The provisions of this subsection shall be applicable with
1475 respect to any statement, list, report or any other information required
1476 by any section of the general statutes, or any regulations adopted
1477 thereunder, including, but not limited to, sections 9-301, 9-314, 9-322a,
1478 9-371, 9-440, 14-150, 14-227i, 15-140q, 15-149b, 17a-101, 17a-101c, 19a-
1479 200, 19a-204, 22a-109, 26-67c, 29-254, 29-296, 29-303 and 29-305 of the
1480 general statutes, as amended by this act, or under any public or special
1481 act.

1482 Sec. 47. Subsection (g) of section 10-233c of the general statutes is
1483 repealed and the following is substituted in lieu thereof (*Effective from*
1484 *passage*):

1485 (g) On and after July 1, [2009] 2012, suspensions pursuant to this
1486 section shall be in-school suspensions, unless during the hearing held
1487 pursuant to subsection (a) of this section, the administration
1488 determines that the pupil being suspended poses such a danger to

1489 persons or property or such a disruption of the educational process
1490 that the pupil shall be excluded from school during the period of
1491 suspension. An in-school suspension may be served in the school that
1492 the pupil attends, or in any school building under the jurisdiction of
1493 the local or regional board of education, as determined by such board.

1494 Sec. 48. Subsection (f) of section 12-71 of the general statutes is
1495 repealed and the following is substituted in lieu thereof (*Effective from*
1496 *passage*):

1497 (f) (1) Property subject to taxation under this chapter shall include
1498 each registered and unregistered motor vehicle and snowmobile that,
1499 in the normal course of operation, most frequently leaves from and
1500 returns to or remains in a town in this state, and any other motor
1501 vehicle or snowmobile located in a town in this state, which motor
1502 vehicle or snowmobile is not used or is not capable of being used.

1503 (2) Any motor vehicle or snowmobile registered in this state subject
1504 to taxation in accordance with the provisions of this subsection shall be
1505 set in the list of the town where such vehicle in the normal course of
1506 operation most frequently leaves from and returns to or in which it
1507 remains. It shall be presumed that any such motor vehicle or
1508 snowmobile most frequently leaves from and returns to or remains in
1509 the town in which the owner of such vehicle resides, unless a provision
1510 of this subsection otherwise expressly provides. As used in this
1511 subsection, "the town in which the owner of such vehicle resides"
1512 means the town in this state where (A) the owner, if an individual, has
1513 established a legal residence consisting of a true, fixed and permanent
1514 home to which such individual intends to return after any absence, or
1515 (B) the owner, if a company, corporation, limited liability company,
1516 partnership, firm or any other type of public or private organization,
1517 association or society, has an established site for conducting the
1518 purposes for which it was created. In the event such an entity resides
1519 in more than one town in this state, it shall be subject to taxation by
1520 each such town with respect to any registered or unregistered motor

1521 vehicle or snowmobile that most frequently leaves from and returns to
1522 or remains in such town.

1523 (3) Any motor vehicle owned by a nonresident of this state shall be
1524 set in the list of the town where such vehicle in the normal course of
1525 operation most frequently leaves from and returns to or in which it
1526 remains. If such vehicle in the normal course of operation most
1527 frequently leaves from and returns to or remains in more than one
1528 town, it shall be set in the list of the town in which such vehicle is
1529 located for the three or more months preceding the assessment day in
1530 any year, except that, if such vehicle is located in more than one town
1531 for three or more months preceding the assessment day in any year, it
1532 shall be set in the list of the town where it is located for the three
1533 months or more in such year nearest to such assessment day. In the
1534 event a motor vehicle owned by a nonresident is not located in any
1535 town for three or more of the months preceding the assessment day in
1536 any year, such vehicle shall be set in the list of the town where such
1537 vehicle is located on such assessment day.

1538 (4) Notwithstanding any provision of subdivision (2) of this
1539 subsection: (A) Any registered motor vehicle that is assigned to an
1540 employee of the owner of such vehicle for the exclusive use of such
1541 employee and which, in the normal course of operation most
1542 frequently leaves from and returns to or remains in such employee's
1543 town of residence, shall be set in the list of the town where such
1544 employee resides; (B) any registered motor vehicle that is being
1545 operated, pursuant to a lease, by a person other than the owner of such
1546 vehicle, or such owner's employee, shall be set in the list of the town
1547 where the person who is operating such vehicle pursuant to said lease
1548 resides; (C) any registered motor vehicle designed or used for
1549 recreational purposes, including, but not limited to, a camp trailer,
1550 camper or motor home, shall be set in the list of the town such vehicle,
1551 in the normal course of its operation for camping, travel or recreational
1552 purposes in this state, most frequently leaves from and returns to or
1553 the town in which it remains. If such a vehicle is not used in this state

1554 in its normal course of operation for camping, travel or recreational
1555 purposes, such vehicle shall be set in the list of the town in this state in
1556 which the owner of such vehicle resides; and (D) any registered motor
1557 vehicle that is used or intended for use for the purposes of
1558 construction, building, grading, paving or similar projects, or to
1559 facilitate any such project, shall be set in the list of the town in which
1560 such project is situated if such vehicle is located in said town for the
1561 three or more months preceding the assessment day in any year,
1562 provided (i) if such vehicle is located in more than one town in this
1563 state for three or more months preceding the assessment day in any
1564 year, such vehicle shall be set in the list of the town where it is located
1565 for the three months or more in [such] the assessment year nearest to
1566 such assessment day, and (ii) if such vehicle is not located in any town
1567 for three or more of the months preceding the assessment day in any
1568 year, such vehicle shall be set in the list of the town in this state where
1569 such vehicle [is located on such assessment day] most frequently
1570 leaves from and returns to, or remains, during the course of such
1571 assessment year.

1572 (5) The owner of a motor vehicle subject to taxation in accordance
1573 with the provisions of subdivision (4) of this subsection in a town other
1574 than the town in which such owner resides may register such vehicle
1575 in the town in which such vehicle is subject to taxation.

1576 (6) Information concerning any vehicle subject to taxation in a town
1577 other than the town in which it is registered may be included on any
1578 declaration or report filed pursuant to section 12-41, 12-43 or 12-57a. If
1579 a motor vehicle or snowmobile is registered in a town in which it is not
1580 subject to taxation, pursuant to the provisions of subdivision (4) of this
1581 section, the assessor of the town in which such vehicle is subject to
1582 taxation shall notify the assessor of the town in which such vehicle is
1583 registered of the name and address of the owner of such motor vehicle
1584 or snowmobile, the vehicle identification number and the town in
1585 which such vehicle is subject to taxation. The assessor of the town in
1586 which said vehicle is registered and the assessor of the town in which

1587 said vehicle is subject to taxation shall cooperate in administering the
 1588 provisions of this section concerning the listing of such vehicle for
 1589 property tax purposes.

1590 Sec. 49. Section 1-2 of the general statutes is repealed and the
 1591 following is substituted in lieu thereof (*Effective from passage*):

1592 Each provision of the general statutes, the special acts or the charter
 1593 of any town, city or borough which requires the insertion of an
 1594 advertisement of a legal notice in a daily newspaper shall be construed
 1595 to permit such advertisement to be inserted in a weekly newspaper [;
 1596 but] or posted on the web site of the town, city or borough. The
 1597 provisions of this section shall not be construed to reduce or otherwise
 1598 affect the time required by law for giving such notice. Whenever notice
 1599 of any action or other proceeding is required to be given by
 1600 publication in a newspaper, either by statute or order of court, the
 1601 newspaper selected for that purpose, unless otherwise expressly
 1602 prescribed, shall be one having a substantial circulation in the town in
 1603 which at least one of the parties, for whose benefit such notice is given,
 1604 resides.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage and applicable to fiscal years commencing on and after January 1, 2010</i>	New section
Sec. 2	<i>from passage and applicable to meetings of public agencies that occur on or after October 1, 2008</i>	1-225(a)
Sec. 3	<i>from passage</i>	7-406
Sec. 4	<i>from passage</i>	New section
Sec. 5	<i>from passage</i>	7-473c(d)(9)
Sec. 6	<i>from passage</i>	10-153f(c)(4)
Sec. 7	<i>from passage</i>	7-467(6)
Sec. 8	<i>July 1, 2011</i>	7-468(a)

Sec. 9	<i>from passage</i>	7-470(c)
Sec. 10	<i>July 1, 2011</i>	7-473c(b)(1)
Sec. 11	<i>from passage</i>	7-478a
Sec. 12	<i>from passage</i>	10-153a
Sec. 13	<i>from passage</i>	10-153b(c)
Sec. 14	<i>from passage</i>	10-153b(e)
Sec. 15	<i>from passage</i>	10-153d(b)
Sec. 16	<i>from passage</i>	10-153e(d)
Sec. 17	<i>from passage</i>	10-153f(e)
Sec. 18	<i>from passage</i>	10-153g
Sec. 19	<i>from passage</i>	New section
Sec. 20	<i>from passage</i>	New section
Sec. 21	<i>July 1, 2009</i>	47a-42
Sec. 22	<i>from passage</i>	7-3
Sec. 23	<i>from passage</i>	8-3
Sec. 24	<i>from passage</i>	8-7d(a)
Sec. 25	<i>from passage</i>	8-26(d)
Sec. 26	<i>from passage</i>	8-28
Sec. 27	<i>from passage</i>	9-16
Sec. 28	<i>from passage</i>	9-37
Sec. 29	<i>from passage</i>	9-53
Sec. 30	<i>from passage</i>	9-164
Sec. 31	<i>from passage</i>	9-225
Sec. 32	<i>from passage</i>	9-226
Sec. 33	<i>from passage</i>	9-332
Sec. 34	<i>from passage</i>	9-395
Sec. 35	<i>from passage</i>	9-433
Sec. 36	<i>from passage</i>	9-435
Sec. 37	<i>from passage</i>	9-471
Sec. 38	<i>from passage</i>	12-40
Sec. 39	<i>from passage</i>	12-145
Sec. 40	<i>from passage</i>	12-186
Sec. 41	<i>from passage</i>	14-67t
Sec. 42	<i>from passage</i>	19a-320(b)
Sec. 43	<i>from passage</i>	22a-109(f)
Sec. 44	<i>from passage</i>	22a-354p
Sec. 45	<i>from passage</i>	50-11
Sec. 46	<i>from passage</i>	New section
Sec. 47	<i>from passage</i>	10-233c(g)
Sec. 48	<i>from passage</i>	12-71(f)

Sec. 49	<i>from passage</i>	1-2
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Statement of Purpose:

To implement the Governor's budget recommendations and to provide municipalities with relief from unfunded state mandates.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]